10-29-04   # H/F /IPW

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OCT 27 2004
PATENT & TRADEMARK

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/939,848
Filing Date	August 27, 2001
First Named Inventor	Blalock et al.
Group Art Unit	2879
Examiner Name	S. Leurig
Attorney Docket Number	2269-3578.1US

ENCLOSURES *(check all that apply)*

☒ Postcard receipt acknowledgment (attached to the front of this transmittal)

☒ Duplicate copy of this transmittal sheet in the event that additional filing fees are required under 37 C.F.R. § 1.16

☐ Preliminary Amendment

☐ Response to Restriction Requirement/Election of Species Requirement dated

☐ Amendment in response to office action dated

☐ Amendment under 37 C.F.R. § 1.116 in response to final office action dated

☐ Additional claims fee - Check No. in the amount of $

☐ Letter to Chief Draftsman and copy of FIGS. with changes made in red

☐ Transmittal of Formal Drawings

☐ Formal Drawings (sheets)

☐ Information Disclosure Statement, PTO/SB/08A; ☐ copy of cited references

☐ Supplemental Information Disclosure Statement; PTO/SB/08A; copy of cited references and Check No. in the amount of $180.00

☐ Associate Power of Attorney

☐ Petition for Extension of Time and Check No. in the amount of $

☐ Petition

☐ Fee Transmittal Form

☐ Certified Copy of Priority Document(s)

☐ Assignment Papers *(for an Application)*

☐ Terminal Disclaimer

☐ Terminal Disclaimer

☐ Terminal Disclaimer

☒ Other Enclosure(s) *(please identify below)*:

Notice of Appeal (1 page); and Check No. 6856 in the amount of $340.00.

Remarks

The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account 20-1469 during pendency of this application.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm *or* Individual name	Brock G. Power	Registration No. 38,581
Signature	*[signature]*	
Date	October 27, 2004	
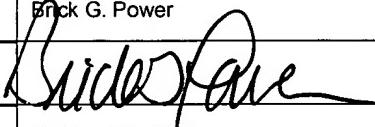
CERTIFICATE OF MAILING

Express Mail Label Number: <u>EV 348043238 US</u>

Date of Deposit: <u>October 27, 2004</u>

Person Making Deposit: <u>Christopher Haughton</u>

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES	Docket Number (Optional) 2269-3578.1US

CERTIFICATE OF MAILING	In re Application of
	Blalock et al.

	Application Number	Filed
	09/939,848	August 27, 2001

Express Mail Label Number: <u>EV 348043238 US</u>	For
Date of Deposit: <u>October 27, 2004</u>	FIELD EMISSION TIPS AND METHODS FOR FABRICATING THE SAME
Person Making Deposit: <u>Christopher Haughton</u>	

	Group Art Unit 2879	Examiner S. Leurig

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) $ <u>340.00</u>.

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above
is reduced by half, and the resulting fee is: $ _____ .

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Commissioner is hereby authorized to charge any **deficiency in** fees which may be required, or credit any overpayment to Deposit Account No. <u>20-1469</u> . I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a).
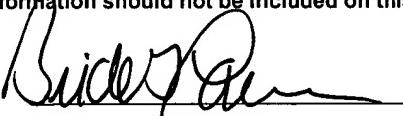
_____
Signature

Brick G. Power   Reg. No. 38,581
_____
Typed or printed name

October 27, 2004
_____
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

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